

Court No. - 15

Case :- CRIMINAL APPEAL No. - 1094 of 1988

Appellant :- Manga Pd.

Respondent :- State

Counsel for Appellant :- N.Singh

Counsel for Respondent :- A.G.A.

Hon'ble Arvind Kumar Mishra-I, J.

Heard Sri Sapan Singh, learned counsel for the appellants appearing on behalf of the surviving appellants nos.1, 3 and 4, namely, Nanga, Sabaru Mallah and Lal Bihari, learned A.G.A. and perused the impugned judgement and order as well as the record of the lower court.

From the perusal of the report of the Incharge CJM- Gorakhpur dated 19.12.2017 which is on record of this appeal, it transpires that the appellants in this appeal- Shiv Murat Bin (appellant no.2) and Shanker (appellant no.5) have expired.

In view of above and on perusal of the recitals contained in report of CJM- Gorakhpur, this appeal is **dismissed as abated** qua **Shiv Murat Bin (appellant no.2) and Shanker (appellant no.5)**.

Now, the case of the aforesaid remain surviving appellants nos.1, 3 and 4, namely, Nanga, Sabaru Mallah and Lal Bihari is to be considered on merit of this appeal.

List this case after two weeks.

Order Date :- 19.2.2018

Raj